

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

\_\_\_\_\_  
MICHAEL ERALI II

Plaintiff,

v.

TOWN OF ORANGE,

Defendant.  
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DOCKET NO. 3:04-cv-30241-MAP

**PROPOSED SPECIAL VERDICT FORM**

1. Do you find that the conduct of Evelyn Daly constituted sexual harassment of Michael Erali?

Yes \_\_\_\_\_

No \_\_\_\_\_

Proceed to question 2.

2. Do you find that Evelyn Daly's conduct toward Michael Erali was partly motivated by his complaints about her conduct?

Yes \_\_\_\_\_

No \_\_\_\_\_

If you answered yes to either or both questions 1 or 2, go to question 3. If you answered no to questions 1 and 2, proceed to the end.

3. Do you find that the conditions at the Cemetery Department had become so difficult or unpleasant under Evelyn Daly that no reasonable person in Michael's shoes would tolerate continuing in his position?

Yes \_\_\_\_\_

No \_\_\_\_\_

If you answered yes to question 1 and/or 2 and 3, proceed to questions 4 through 8. If you answered yes to question 1 or 2 but not 3, proceed to questions 6, 7, and 8.

4. What damages do you award Michael to compensate him for lost pay and benefits up to the date of trial as a result of the defendant's actions?

\$ \_\_\_\_\_

Proceed to next question.

5. What damages do you award Michael to compensate him for future lost pay and benefits as a result of the defendant's actions?

\$ \_\_\_\_\_

Proceed to next question.

6. What damages do you award Michael to compensate him for emotional distress or pain or suffering as a result of the defendant's actions or inaction?

\$ \_\_\_\_\_

Proceed to next question.

7. Did the Town of Orange act with reckless indifference to Mr. Erali's rights under the law?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, proceed to next question. If no, proceed to end.

8. What damages do you award Michael that will serve to punish the defendant for its illegal conduct and to deter it from such future illegal conduct?

\$ \_\_\_\_\_

The foreperson should sign his or her name, date the form and return to the Courtroom.

Foreperson:

Dated:

\_\_\_\_\_

\_\_\_\_\_

Dated: February 20, 2007

Respectfully submitted,

PLAINTIFF MICHAEL ERAI II

By his attorney,

/s/ Suzanne Garrow  
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#### CERTIFICATE OF SERVICE

I hereby certify that this document(s) filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic File (NEF).

/s/ Suzanne Garrow  
Suzanne Garrow